

Exhibit Z

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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK  
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CHERYL COX,  
  
Plaintiff,  
  
Case No. 6:22-cv-6207 (FPG) (MJP)  
  
v.  
  
CITY OF ROCHESTER, DAKOTA VANBREDERODE,  
  
Defendants.  
-----  
CHARLES DEMPSEY, Individually, and L.D., by her  
father and natural guardian, CHARLES DEMPSEY,  
  
Plaintiff,  
  
v.  
  
THE CITY OF ROCHESTER, a municipal entity, JAVIER  
ALGARIN, ADAM GORMAN, "JOHN DOE" RPD OFFICER  
RESPONSIBLE FOR TRAINING JAVIER ALGARIN,  
  
Defendants.  
-----  
  
Remote Deposition Upon Oral Examination Of:  
  
James W. Crosby, PhD  
  
Date: June 12, 2024  
  
Time: 12:00 p.m.  
  
Reported By: CHRISTINE VIGNA  
  
Alliance Court Reporting, Inc.  
  
109 South Union Street, Suite 400  
  
Rochester, New York 14607

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\* \* \*



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1 JAMES W. CROSBY, PHD - BY MS. JONES  
2 regardless of the witness' location;

3 And finally, that there will be no  
4 objection to the admissibility of this  
5 transcript based on proceeding in this way  
6 starting with counsel for the plaintiffs?

7 MR. SHIELDS: Yes. We so stipulate.  
8 And I can verify that the individual on the  
9 screen is in fact James Crosby.

10 MS. JONES: The defendants also  
11 stipulate.

12 JAMES W. CROSBY, PHD,  
13 called herein as a witness, first being  
14 sworn, testified as follows:

15 EXAMINATION BY MS. JONES:

16 Q. Good afternoon. My name is Peachie  
17 Jones. I'm an attorney with the City of Rochester.  
18 We're here so I can take your deposition. We're on  
19 Zoom. Well, actually, I say this to all the  
20 witnesses that I ask questions or depose.

21 Will you tell me if you don't  
22 understand any of the questions I ask today?

23 A. Absolutely.

24 Q. Will you tell me if you don't hear  
25 all of my questions?



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2 I know that as a sergeant and then as  
3 a lieutenant, I was directly responsible for the  
4 day-to-day monitoring of my officers to make sure  
5 that they at least adhered to good practices,  
6 acceptable practices and practices that were in  
7 accord with policy and procedures for our  
8 department. That was day to day.

9 Q. So since your retirement from being a  
10 law enforcement officer, how have you stayed up to  
11 date on current and good -- stayed up to date on  
12 current good and accepted police practices?

13 A. I keep up with things such as  
14 bulletins and advisements from the Department of  
15 Justice. I read publications from the International  
16 Association of Chiefs of Police and updates from the  
17 National Sheriffs' Association. I talk to people  
18 all the time.

19 I read articles for and against  
20 certain policies and procedures. As far as the law  
21 itself, not only do I continually discuss things  
22 with attorneys, both civil and criminal  
23 attorneys -- because I do interface and assist on  
24 criminal prosecutions to this day -- I make sure  
25 that I'm staying up to date with everything that



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2 goes on.

3 I also have -- and I don't know  
4 how -- but I have somehow become a member of the  
5 Association of Prosecuting Attorneys here in the  
6 United States. And I get bulletins and course  
7 notifications from them for free webinars. And I  
8 will sit through those if they seem like something  
9 that's applicable to any of the subjects I'm  
10 interested in. I may not sit through -- I think the  
11 last one was financial crimes. I don't deal with  
12 financial crimes. But somehow I'm on their list, so  
13 I take advantage of that and other educational  
14 opportunities that come up.

15 I speak at occasionally and attend  
16 seminars at various Bar Association CLE conferences.  
17 So I do my best to keep up with what's going on.

18 Q. You said that you receive bulletins  
19 from the Department of Justice. What subdivision or  
20 office of the DOJ do you receive those bulletins  
21 from?

22 A. Most commonly I receive things from  
23 the COPS office, which is Community Oriented  
24 Policing Service section. But COPS is the  
25 disseminator of most of the notices that I see.



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1 JAMES W. CROSBY, PHD - BY MS. JONES  
2 consistent, proper policies and procedures. That's  
3 where they're there.

4 Q. Do you consider the COPS training to  
5 represent the US Department of Justice's opinion on  
6 best practices in a certain area?

7 MR. SHIELDS: Objection to form.

8 A. Yes. Yes. I will consider that  
9 COPS -- the Department of Justice's conclusions and  
10 so forth do recommend -- or do represent the -- both  
11 the minimum and the best practices. That's again  
12 what the -- part of what the Department of Justice  
13 is there for.

14 Q. You reference the problem of  
15 dog-related incidents and encounters a few different  
16 ways in your report, so I wanted to clarify.

17 How do you describe the problem of  
18 dog-related incidents and encounters?

19 A. The Problem of Dog-Related Incidents  
20 and Encounters is the title of a specific  
21 publication. Apparently the author's considered  
22 negative interactions between law enforcement and  
23 domestic dogs to be a problem and, thus, titled  
24 their publication and their opinions under that  
25 title.



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